

DECISION



**THE COMPTROLLER GENERAL
OF THE UNITED STATES**
WASHINGTON, D.C. 20548

David H. Stoffer
PL-I

29264

FILE: B-216200

DATE: September 7, 1984

MATTER OF: Putnam Mills Corporation

DIGEST:

GAO does not review affirmative determinations of responsibility in the absence of a showing of fraud or allegations that definitive responsibility criteria in the invitation were misapplied.

Putnam Mills Corporation (Putnam) protests award to any other bidder under Defense Logistics Agency invitation for bids No. DLA100-84-B-0969. Putnam believes that any bidder other than Putnam will be unable to meet the delivery requirements set forth in the invitation.

We dismiss the protest.

The protest relates to bidder responsibility or capability to perform in accordance with the terms set forth in the invitation. This Office does not review protests concerning affirmative determinations of responsibility unless fraud on the part of the procuring officials is alleged or the invitation contains definitive responsibility criteria which allegedly have not been applied.

Environmental Laboratory of Fayetteville, Inc., B-205593, Dec. 7, 1981, 81-2 C.P.D. ¶ 445, affirmed, Jan. 13, 1982, 82-1 C.P.D. ¶ 32. Neither exception has been alleged to apply here.

Harry R. Van Cleve
Harry R. Van Cleve
Acting General Counsel

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